

**IN THE UNITED STATE BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
AT NASHVILLE**

**In re:**

**CHARLES E. WALKER,  
  
Debtor.**

**FAMILY TRUST SERVICES LLC,  
STEVEN REIGLE, REGAL HOMES CO.,  
BILLY GREGORY, and JOHN  
SHERROD, on behalf of themselves  
and those similarly situated,**

**Plaintiffs,**

**v.**

**JULIE COONE, NATIONWIDE  
INVESTMENTS LLC, and MERDAN  
IBRAHIM,**

**Defendants.**

**Case No. 3:16-bk-03304  
Chapter 11**

**Judge Mashburn**

**Case No. 3:19-ap-90088**

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**MOTION TO STRIKE OR REMAND AND  
FOR ENTRY OF A BILL OF PEACE**

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The Plaintiffs, Family Trust Services LLC, Steven Reigle, Regal Homes Co., Billy Gregory, and John Sherrod, respectfully move the Court, pursuant to 28 U.S.C. § 1447, Federal Rules of Bankruptcy Procedure 9027(d) and 7012(b), and Federal Rule of Civil Procedure 12(b)(1), to strike the Debtor's notice of removal or, in the alternative, to remand this case to the Tennessee Chancery Court for the Twentieth Judicial District on the basis that it has been improperly removed by a nonparty and that the Court lacks jurisdiction over it. Moreover, the Plaintiffs respectfully move the Court, pursuant to 11 U.S.C. § 105(a) and the Court's

inherent authority, to enjoin the Debtor from attempting a further removal of this action without first obtaining the Court's leave.

Finally, the Plaintiffs request that the Court award them their reasonable attorney's fees incurred as a result of the removal, pursuant to 28 U.S.C. § 1447(c), on the basis that the removal was objectively unreasonable because undertaken by a nonparty and in direct contravention of the order of remand entered in *Family Trust Services LLC v. Coone*, No. 3:18-cv-859 (M.D. Tenn. April 1, 2019).

For further support, the Plaintiffs rely upon their contemporaneously filed memorandum of law.

Respectfully submitted:

LEADER, BULSO & NOLAN, PLC

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Steven Reigle, Regal Homes Co., Billy  
Gregory, and John Sherrod*

**CERTIFICATE OF SERVICE**

I certify that the foregoing is being entrusted to the care of the United States Postal Service for delivery as first-class U.S. Mail to the following, and also filed via the Court's ECF system, which is expected to deliver a copy to the following, on this, the 13th day of May, 2019:

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s/ Paul J. Krog  
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